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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

This document pertains to the following:)	Case No. C06-01665 PJH (Consolidated)
<i>Sun Microsystems, Inc., et al. v. Hynix</i>)	Case No. C06-02915 PJH
<i>Semiconductor, Inc., et al.</i>)	Case No. C07-01200 PJH
(Case No. C06-01665 PJH (Consolidated)))	Case No. C07-01207 PJH
)	Case No. C07-01212 PJH
<i>Unisys Corporation v. Hynix Semiconductor,</i>)	
<i>Inc., et al.</i> (Case No. C06-02915 PJH))	
<i>Jaco Electronics, Inc. v. Hynix Semiconductor,</i>)	
<i>Inc., et al.</i> (Case No. C06-01212 PJH))	
<i>Edge Electronics, Inc. v. Hynix Semiconductor,</i>)	
<i>Inc., et al.</i> (Case No. C06-01207 PJH))	
<i>All American Semiconductor, Inc. v. Hynix</i>)	
<i>Semiconductor, Inc., et al.</i>)	
(Case No. C06-01200 PJH))	

**STIPULATION AND ~~PROPOSED~~
 ORDER RE: EXPERT DISCOVERY**

1 The parties hereby STIPULATE AND AGREE to the following:

2 1. Within 3 business days of any party serving any expert reports and/or expert
3 declarations in this case pursuant to Fed. R. Civ. P. 26(a)(2)(B), the party or parties proffering
4 the expert witness shall produce all other documents and/or information required by Rule
5 26(a)(2)(B), namely “the data or other information considered by the witness in forming the
6 [expert’s] opinions; any exhibits to be used as a summary of or support for the opinions; the
7 qualifications of the witness, including a list of all publications authored by the witness within
8 the preceding ten years; the compensation to be paid for the study and testimony; and a listing of
9 any other cases in which the witness has testified as an expert at trial or by deposition within the
10 preceding four years.” “(D)ata or other information considered” shall include, but is not limited
11 to, raw data, spreadsheets, computerized regression analyses and/or other underlying reports and
12 schedules sufficient to reconstruct the expert’s work, calculations, and/or analyses. Information
13 can be produced electronically (via email or disc) where appropriate. Where documents have
14 previously been produced as part of the discovery in this case, a list of such documents by Bates
15 number is sufficient. As to other documents considered by the expert, those documents should
16 be produced except where widely available publicly without undue expense (such as on the
17 internet, or in major university libraries).

18 2. The following types of information shall not be the subject of discovery: (1) the
19 content of communications among and between: (a) counsel and experts; (b) experts and other
20 experts or consultants; and/or (c) experts and their respective staffs, and (2) notes, drafts, written
21 communications or other types of preliminary work created by, or for, experts. The foregoing
22 exclusions from discovery will not apply to any communications or documents upon which the
23 experts rely as a basis for their opinions/reports.

24 3. This stipulation shall be effective only upon agreement by all Defendants and all
25 Plaintiffs in the above captioned actions.

1 DATED: August 15, 2007

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[PROPOSED] ORDER

Based upon the stipulation of the parties, and for good cause shown, the foregoing Stipulation and Order is hereby SO ORDERED:

Dated: September 4, 2007

